



UNITED STATES INTERNATIONAL TRADE COMMISSION

WASHINGTON, DC 20436

October 20, 2004

TO: Interested Parties -- Commercial Availability Reviews

FROM: Jackie W. Jones, Program Manager for
Commercial Availability Reviews
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SUBJECT: Commercial Availability Review on Women's and Girls' Nightwear of
Certain Circular Knit Jersey Fabrics (Investigation No. 332-458-023)

The U.S. International Trade Commission initiated a review to provide advice concerning two petitions filed under the "commercial availability" provision of the United States-Caribbean Basin Trade Partnership Act (CBTPA) on women's and girls' nightwear of certain circular knit jersey fabrics (see below for fabric specifications). Because the fabrics named in the petitions are similar to those that were the subject of two previous "commercial availability" investigations (Nos. 332-458-018 and 020), the Commission may use information obtained in these two investigations as input for this review on the fabrics covered by Investigation No. 332-458-023.

The petitions state that the fabrics are single knit jersey, jacquard geometric rib stitch. The fabric of the first petition is similar to the fabric reviewed in Investigation No. 332-458-018, except that the fabric which is the subject of the current petition contains a lower percentage of spandex. The subject fabric is classified in HTS subheading 6006.32.00 (statistical reporting number 6006.32.00.80). The fabric of the second petition is the same fabric as that reviewed in Investigation No. 332-458-020, except that it is bleached or piece dyed a solid color rather than dyed and printed and is classified in HTS subheadings 6006.31.00 (statistical reporting number 6006.31.00.80) and 6006.32.00 (statistical reporting unit 6006.32.00.80). Further information on the current petitions and the specifications for the fabrics covered by both petitions are available on the website of the U.S. Department of Commerce, Office of Textiles and Apparel, at <http://otexa.ita.doc.gov/scripts/ca.exe/two>.

The petitions were filed on behalf of Jaclyn, Inc., by Sandler, Travis, and Rosenberg, P.A., received by the Committee for the Implementation of Textile Agreements (CITA) on October 19, 2004. The petitions allege that the fabrics cannot be supplied by the domestic industry in commercial quantities in a timely manner.

The Commission will provide probable economic effects advice in the review for the circular knit jersey fabrics under its investigation No. 332-458, *Commercial Availability of Apparel Inputs (2004): Effect of Providing Preferential Treatment to Apparel Imported from Sub-Saharan African, Caribbean Basin, and Andean Countries*, instituted at the request of the United States Trade Representative (USTR). The advice concerns the probable economic effect on U.S. producers, workers, and consumers of granting duty-free and quota-free treatment to apparel made in eligible countries from the specified fabrics or yarns, regardless of the source of such inputs, should CITA determine that the fabrics or yarns cannot be supplied by the domestic industry in commercial quantities in a timely manner.

The Commission invites interested parties to submit written statements (original and 3 copies) concerning issues to be addressed by the Commission in this review by November 12, 2004. Information on procedures for submitting written statements to the Commission can be found in its notice of investigation, which was published in the *Federal Register* of February 9, 2004 (69 F.R. 6003) and posted on its website at <http://www.usitc.gov/invfrn.htm#332>.

The Commission plans to submit its advice for this review in a classified report to USTR by November 30, 2004. The Commission will issue a public version of the review soon thereafter.

Further information on this review may be obtained from Ms. Jackie Jones (202-205-3466); jackie.jones@usitc.gov. Information on the commercial availability investigation of the Commission can be obtained from Ms. Jones and from its website at www.usitc.gov/332s/shortsup/shortsupintro.htm. Information on commercial availability requests is also available from the U.S. Department of Commerce, which chairs CITA, on the website of its Office of Textiles and Apparel at <http://otexa.ita.doc.gov/CA.htm>